

REMARKS

No claims have been added, cancelled, or amended. Hence, Claims 1-40 are pending in the application.

I. SUMMARY OF THE REJECTIONS/OBJECTIONS

Claims 1 – 5 and 21 – 25 are rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent Application Publication No. US 2002/0143735 (herein “Ayi”) in view of U.S. Patent No. 5,787,428 (herein “Hart”).

Claims 6 – 20 and 26 – 40 are rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 5,859,966 (herein “Hayman”) in view of Ayi.

II. CLAIMS 1-5 AND 21-25

Claims 1 – 5 and 21 – 25 are rejected under 35 U.S.C. 103(a) as being unpatentable over Ayi in view of Hart.

The Declaration and Exhibits A, B, C and D attached to this Response and Request for Continued Examination are presented to offer sufficient evidence that there was an actual reduction to practice prior to the reference date of Ayi. The Declaration has been revised to include a statement indicating that the work was done in the United States. Also, although not required by the United States Code, Code of Federal Regulations, or MPEP, Exhibit D has been revised to correlate output from running a test script shown in Exhibit C with Claims 1-5 and 21-25. The evidence offered therein presents both facts and data with clear explanations to show the completion of an implementation of Claims 1 – 5 and 21 – 25. Furthermore, Ayi can no longer be used as a reference in rejecting Claims 6-20 and 26-40 under 35 U.S.C. § 103(a).

III. CONCLUSION

For the reasons set forth above, it is respectfully submitted that all of the pending claims are now in condition for allowance. Therefore, the issuance of a formal Notice of Allowance is believed next in order, and that action is most earnestly solicited.

The Examiner is respectfully requested to contact the undersigned by telephone if it is believed that such contact would further the examination of the present application.

Please charge any shortages or credit any overages to Deposit Account No. 50-1302.

Respectfully submitted,

HICKMAN PALERMO TRUONG & BECKER LLP

Date: May 10, 2006



Daniel D. Ledesma

Reg. No. 57,181

2055 Gateway Place, Suite 550
San Jose, CA 95110-1089
Telephone: (408) 414-1080
Facsimile: (408) 414-1076

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450

on May 11, 2006

by Trudy Bagdon
Trudy Bagdon